

# THE WILMINGTON JOURNAL.

WILMINGTON, N. C., MAY 5, 1866.

## Through Railroad Connection.

The question which has for some time been in abeyance before the City Council of Richmond in regard to the right of way for the construction of the connecting link between the Richmond and Petersburg railroads, has been decided favorably. The connection will therefore be made through that city at once. As the City of Petersburg has only been waiting in this matter for the action of Richmond, she will immediately follow the example of that city. Should this be done an unbroken connection from the Potomac to the Cape Fear will be insured, and much of the travel which now, from the annoyances consequent upon the delays and changes, seek other and possibly longer routes, will return to the old and popular line.

These connections have long been a great desideratum, and the action of the municipal authorities of Richmond is much to be commended, for it has generally been supposed that it was not to the interest of Richmond and Petersburg to permit the through connections. We have long thought that a policy calculated to foster their hotels and business with dissatisfied and unwilling patrons at the expense of great lines of railroads, was suicidal to the permanent prosperity of those communities.

The Richmond Dispatch very well remarks upon this subject:

"The trials in the railroad route will, it is hoped, be ended by the settlement of the company's right to build, and instead of involving the exasperations of the travel, he will seek out lines, that will be a friend and a customer. How much better than that he should be driven to take other and even longer routes to avoid annoyance and delay."

## Treason.

Mr. Devitt C. Williams, late a Confederate soldier, was tried before Judge J. P. Swann, in the Circuit Court of Jefferson county, Tennessee, for treason against the State of Tennessee, in enlisting in the Confederate army, and under the charge of the Judge, the jury found the accused guilty, and fixed his punishment at fourteen years confinement in the penitentiary. An appeal was taken to the Supreme Court of the State, and the defendant failed for his appearance in September.

The indictment contained three counts as follows:

The first count charged the defendant with having aided and abetted the rebellion against the State of Tennessee.

The second count charged the defendant with having aided and abetted the rebellion against the State of Tennessee, by enlisting in the Confederate army, and under the charge of the Judge, the jury found the accused guilty, and fixed his punishment at fourteen years confinement in the penitentiary.

The third count charged that a war was wrongfully levied against the United States, and to overthrow the Government thereof, and of the State of Tennessee.

The principal points given in charge by the Court are substantially as follows:

1st. The defendant, by the same act, was guilty of treason against the United States, the State of Tennessee, and was punished by both Governments for the same act.

2d. The Court and jury take judicial notice of the public history of the country, and of the objects of the laws to be enforced, and of the relation of Tennessee to the Federal Union, and of the State, as well as the United States.

3d. The pardon of the President in such cases, purports to pardon the United States, and not the State of Tennessee, and the defendant is not bound by the pardon of the President.

4th. The fact that the defendant had been pardoned by the President, does not prevent the conviction of the defendant, who entered the service of the Confederate States, after that time, from being punished as a traitor.

5th. The act of the defendant, in enlisting in the Confederate army, was a crime against the State, and against the United States, and the defendant is guilty of both crimes.

6th. The defendant, by enlisting in the Confederate army, was guilty of treason against the State of Tennessee, and against the United States, and the defendant is guilty of both crimes.

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## Parties in Pennsylvania.

There can be nothing of more interest to the Southern people than the results of the Fall elections in the Northern States. The conspicuous strength of the Radicals has increased their boldness to impudence. Their triumph over the veto of the President, in the matter of the Civil Rights bill, has been followed up by propositions even more degrading to us and dangerous to the Union. The future of the Government is now entirely in the hands of the Northern people. While we are as much interested as they, we have no voice in shaping the destinies of the country in the mighty struggle about to ensue between Conservatism and Radicalism. Should Conservatism prevail, Southern representation will follow, without loss of character or submission to degrading exactions. Should, however, Radicalism triumph, continued exclusion will hardly add to the evils already suffered.

Pennsylvania is the first of the great Northern States, whose election takes place this fall, preparing for the mighty conflict, upon the issue of which more than mere party success depends. The nominations have been made and the canvass begun. Heister Clymer is the Democratic candidate for Governor, and General Geary, the representative of the Radicals. Parties, however, in Pennsylvania, present this anomaly: The war Democrats are dissatisfied with Clymer and the conservative Republicans with Geary. The Harrisburg Union, one of the leading Republican organs of the State, refuses to support Gen. Geary. We are glad to see that President Johnson is no indifferent spectator of a conflict upon which rests the success or defeat of his administration and his policy of reconstruction. He has in two notable instances already removed Radical officeholders from lucrative positions, and filled them with prominent friends of Clymer.

Ultraism is the food upon which the Radical party feeds; without the excitement of ultra and uncompromising views and propositions, fanaticism would languish and perish from utter starvation. The demand, therefore, made by the Johnson Republicans upon General Geary, whether he endorses the President or the resolutions of the Radical Convention which nominated him, will be necessarily favorable to the platform of the Convention, which will compel them to unite with the Democrats or nominate a new man of their own party.

On the other hand, those Democrats who are opposed to Clymer, desire his withdrawal in favor of General Meade or General Hancock. It is greatly to be hoped that this election will not be permitted to be lost to the Conservatives by reason of a want of unity in their own ranks. We would hail with joy the success of Mr. Clymer, but trust that if all the elements of conservatism cannot unite upon him, he will retire from the canvass in favor of some one upon whom they can concentrate. Such a course would not only be most honorable to Mr. Clymer, but would give him claims upon the Conservatives of Pennsylvania, which could hardly be overlooked, and would, by insuring success to the friends of the President, endear him to the National party of the entire Union.

WHAT WRITINGS REQUIRE A STAMP.—We publish the following for the benefit of our readers.—There are few of us who have not or will have cause to stamp instruments of writing of some kind.

1st. Instruments of writing dated before October 1, 1862, do not require stamp.

2d. Those dated between October 1, 1862, and August 1, 1864, may be stamped either before or after use by the court, register or recorder.

3d. Those dated since August 1, 1864, and not twelve months old, may be stamped before a United States Collector without payment of the penalty of \$50.

4th. Those dated after August 1, 1864, and more than twelve months old, can be stamped upon payment of the penalty of \$50.

And every assignment of a note, which assignment is dated since October 1, 1862, without regard to the date of the note, is to be stamped as an agreement, namely, 5c, no matter how large or how small the note may be.

All persons having notes unstamped should have them stamped at once. A receipt for money or property, of over \$20, no matter what the amount, requires only a 2 cent stamp.

PEACE.—In a recent letter of General Francis P. Blair he makes the following just and truthful remarks: "Peace means pardon, amnesty, reconciliation; without these we can have no peace. I believe that those who have done more and suffered most to secure peace by destroying the power which took arms against it are those who are now most ready to suffer and to maintain it."

Those who have suffered nothing and done nothing, but who, on the contrary, have made the war an occasion for profit and a vehicle for personal advancement—these are the greatest and only obstacles to the perfect restoration and maintenance of peace. They, having filled their pockets and secured the best places, talk most of 'compensation for the past and security for the future.'

JEFFERSON DAVIS.—We clip from the Fayetteville News the following letter from Ex-President Davis, in response to one from the ladies of Fayetteville enclosing a check for Mrs. Davis. He appreciates the sympathy which his countrywomen feel for his family:—

"Mrs. J. K. Lay, Fayetteville, N. C.:—Dear Madam:—I have the honor to acknowledge yours of the 14th inst., enclosing a check to be forwarded to Mrs. Davis, as a present from the ladies of Fayetteville. I am very much obliged to you for the same."

Sadly remembering how your homes were desolated during the war, I could not have expected you in the midst of the ruin to be mindful of the wants of those at home. Nothing could add to my admiration for the heroic, self-denying, Christian virtues of your countrywomen, for the measure was full to overflowing. Nor could anything increase the gratitude with which I will ever recall to my confidence and sympathy. It only remains to assure you, and the ladies who represent them, that our most grateful and respectfully your friend and old servant, JEFFERSON DAVIS.

THE LITERARY FUND.—We cheerfully publish the letter of our energetic and able Public Treasurer, correcting an error into which our Raleigh correspondent was inadvertently led in his last interesting letter:—

STATE OF NORTH CAROLINA, TREASURY DEPARTMENT, Raleigh, May 2d, 1866.

Dear Sir:—Your Raleigh correspondent errs in stating that the old dues belonging to the Literary Fund have been transferred to the Public Treasury. The following section of "An Act to abolish the office of Superintendent of Common Schools, Treasurer of the Literary Fund and for other purposes," probably gave rise to the incorrect impression in the mind of "P."—

"The President and Directors (of the Literary Fund) shall have power to loan the Public Treasury for the use of the State, any portion of said funds or any dividends or profits thereof which may accrue, and the Public Treasurer shall be accountable therefor, as for other public funds."

The object of this authority, is to provide for a possible, though not probable, temporary deficiency in the Treasury. Very respectfully, KEMP P. BATTLE.

## Bank of Cape Fear.

There was a general meeting of the Stockholders of the Bank of Cape Fear in their Banking House in this city on 3d inst. We learn that the representation of stock was as follows: In person 998 shares. By proxy 5,033. State of North Carolina 5,444. Total represented 11,475. The whole number of shares is 15,919. The meeting, without any important action, adjourned until this morning.

We noticed in attendance, Mr. T. H. Selby, of Raleigh, proxy for the State, and Messrs. Chas. T. Haigh, of Fayetteville, J. H. Lindsay, of Greensboro', Wm. Murphy, of Salisbury, R. Y. McAden, of Graham, and others.

SENTENCES SUSPENDED.—We see by an order published in the Sumter, S. C., Watchman, of the 2d inst., that the sentences in the cases of Francis Gaines Stoves, James Crawford Keys, Robert Keys and Elisha Bryan, have been suspended by order of the President. The Watchman says:—"That such men as these should be put to death, upon such testimony as was elicited against them during the long and searching investigation attendant upon their trial, was abhorrent indeed to our people, and the interposition of our wise and humane President, by specific ordering in these cases, has gone still further to convince us of the noble instincts of his heart, and the justice and independence of his action."

SUPERIOR COURT.—The only business which engaged the Court, yesterday, was the trial of the case of the State vs Porter Todd, Carlos Stotes, Jesse Stotes, Pinkney, Blackman, Lewis Gore, John W. Stewart, Samuel Hardy and Elias Greider, all white, who were indicted for burglary. A *writ* *prosequi* was granted by the Court as to Porter Todd, Carlos Stotes and Jesse Stotes.

The prisoner, Pinkney Blackman, Lewis Gore, Samuel Hardy, John W. Stewart and Elias Greider, plead that they were not guilty of the felony and burglary, where they stood indicted, but guilty of larceny, in the manner and form as prescribed in the bill of indictment.

Judgment of the Court: That the prisoners, Stewart and Greider, receive thirty-nine lashes each, upon their bare backs, immediately; then be imprisoned thirty days, and at the end of that time to be taken out and receive thirty-nine lashes (each) more, and then be discharged, or otherwise according to law. That the prisoners, Blackman, Gore and Hardy, receive thirty-nine lashes each, upon their bare backs, and be discharged, or otherwise according to law.—Daily Journal, 4th.

SUPERIOR COURT.—The Court met yesterday, as usual, but was engaged with no business throughout the day, all cases having been previously disposed of. We suppose it will adjourn at an early hour this morning, nothing else being left for them to do.—Daily Journal, 5th.

SUPERIOR COURT.—This Court, which has been in session here during the past two weeks, adjourned yesterday forenoon, having disposed of all cases brought before it for trial.—Daily Journal, 6th.

LIGHT HOUSES.—We learn that the schooner *Atlantic* from Philadelphia, arrived at Oak Island, a few days since, having the materials for the construction of two Light Houses on that Island.

It will be recollected that the old Light Houses were destroyed on the night of the 2d of April, 1865, and this being an important point, we are pleased to see that arrangements are being perfected for their reconstruction.

THE DEATH OF GEN. JACKSON.—We do not deem an apology necessary in surrendering so much of our space to-day to the authentic and deeply interesting account of the wounding and death of the great Confederate chief, STONEWALL JACKSON, which is extracted from the May number of the *Richmond Medical Journal*. A member of the staff of Gen. Pender himself, and with him on the occasion referred to in the account of the events immediately succeeding the wounding of Gen. Jackson on the night of the 2nd of May, 1863, we are prepared to testify to its correctness.

How well Gen. Pender obeyed the last order of Gen. Jackson:—"General Pender, you must hold on to the field, you must hold on to the last!"—the events of that night and the succeeding day testified for Gen. Pender, who was commanding the third line of the Federal forces, in Pender's front, was brought a captive to Gen. Pender's headquarters by nine o'clock the following morning.

Florida.—A private letter from a planter, under date of Tallahassee, Florida, April 28th, says: "The cotton crop will be small. Seed has been very scarce, bringing as high as \$2 per bushel. The freedmen are working very well so far. Fears of the grasshopper are entertained, as a few have already appeared. The thermometer stood at the date of the letter at 92° in the shade, and they are enjoying fruits and vegetables."

By the way, how much influence has Governor Worth at Washington?—*Richmond Star*.

The President has ordered pardons to be issued to all North Carolinians who had applications or petitions on file, and directed them to be completed, and sent to the petitioners. This includes several hundred applications. Is the *Standard* answered?

Civil Authority Fully Restored.—The following is the order referred to by us yesterday as having been issued by order of the President. It clearly defines the extent of military authority, and restores all the privileges and protection of the law (God be thanked) to all citizens who have no connection with either the army or navy. At length, we breathe freely:

"Whereas some military commanders are embarrassed by doubts as to the operation of the proclamation of the President, dated the 24th of April, 1865, upon trials by military courts-martial and military offences, to remove such doubts, it is ordered by the President that hereafter, whenever offences committed by civilians are to be tried where civil tribunals are in existence which can try them, their cases are not authorized to be, and shall not be, brought before military courts-martial or commissions, but will be committed to the proper civil authorities. This order is not applicable to camp followers, as provided for under the 6th Article of War, or to contractors and others specified in section 16, of July 17, 1862, and sections 1 and 2, of Act of March 2, 1863. Persons and offences cognizable by the Rules and Articles of War, and by the acts of Congress above cited, will continue to be tried and punished by military tribunals as prescribed by the Rules and Articles of War and acts of Congress, hereinafter cited, to wit:

Sixth of the Rules and Articles of War.—All sutlers and retailers to the camp, and all persons whatsoever serving with the armies of the United States in the field, though not enlisted soldiers, are to be subject to orders, according to the rules and discipline of war."

By order of the Secretary of War, J. D. TOWNSEND, Assistant Adjutant General.

General Ransom.—We are officially authorized to state that a telegram was received here Saturday, from Major General Ransom, commanding the Department of North Carolina, re-instating General Robert Ransom as Marshal of this city. It was sincerely regretted that he was removed at a time his services were most needed, but his re-instatement will be gratifying to his many friends, and the city will again receive the benefit of his energy and intelligence. Gen. Ransom was re-instated without any reason being given, as he was relieved without sufficient cause.

We learn that General James H. Lane has been tendered the position of Professor of Mathematics and Superintendent of the North Carolina College at Mount Pleasant. The General is now teaching at Concord.

## THE LAST BATTLE, WOUNDING AND DEATH OF STONEWALL JACKSON.

LAST WOUND OF THE LATE GENERAL JACKSON (STONEWALL).—THE AMPUTATION OF THE ARM—HIS LAST MOMENTS AND DEATH.—By HUNTER McGUIRE, M. D., Professor of Surgery in the Medical College of Virginia, and late Medical Director of General Jackson's Command.

Supported upon either side by his aids, Captains James Smith and Joseph Morrison, the General moved slowly and painfully towards the rear. Occasionally resting for a moment, to shake off the exhaustion which pain and the loss of blood produced, he at last reached the line of battle, where the men were lying down, to escape the shell and cannon with which the Federals raked the road. General Pender rode up here to the little party and asked who was wounded. General Smith, who had been instructed by General Jackson to tell no one of his injury, simply answered "A Confederate officer," but Pender recognized the General, and springing from his horse, hurriedly expressed his regret, and added that his lines were so much broken he feared it would be necessary to fall back. At this moment the scene was terrible. The air seemed to be alive with the shrieks of shells and the whistling of bullets; horses, riders and men with fright, dashed in every direction, hundreds left the ranks and fled to the rear, and the groans of the wounded and dying, mingled with the wild shouts of others to be led on to the assault. General Pender, who was a brave and fearless man, and as he thought dying, Jackson was undiminished by this terrible scene. The General, seeing him to be in such a position, he called to him, and as he raised his head, a bright beam of moonlight made its way through the thick foliage, and rested upon the pale face of the poor old man. He looked up at the great pale moon, and with a gasp, cried out, "Oh, General, are you seriously hurt?" "No," he answered, "don't trouble yourself, my friend, I am not hurt. I am only a little tired. I am going to the rear, and attending to the wounded afterwards. He was placed upon the latter again, and carried to the rear, where he lay with his head on a horse's back. I knelt down by him, and said, 'I hope you are not badly hurt, General.' He replied, 'Very easily, but not at all. I am only a little tired. I am going to the rear, and attending to the wounded afterwards. He was placed upon the latter again, and carried to the rear, where he lay with his head on a horse's back. I knelt down by him, and said, 'I hope you are not badly hurt, General.' He replied, 'Very easily, but not at all. I am only a little tired. I am going to the rear, and attending to the wounded afterwards. He was placed upon the latter again, and carried to the rear, where he lay with his head on a horse's back. I knelt down by him, and said, 'I hope you are not badly hurt, General.' He replied, 'Very easily, but not at all. I am only a little tired. I am going to the rear, and attending to the wounded afterwards. 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